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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

S.R.O. 132, dated 14th Apr. 1960.—The following bye-laws for the regulation, conservation, and protection from injury, contamination or trespass of sources and means of public water supply, the construction and maintenance of connections with water works and the regulation of all matters and things relating to the supply and use of water including the collection and recovery of charges therefor and the prevention of evasion of the same, made by the Cantonment Board of Agra, in exercise of the powers conferred by clauses (32), (33) and (34) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are published for general information, the same having been previously published, and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

Bye-laws for the regulation, conservation, and protection from injury, contamination or trespass of sources and means of public water supply, the construction and maintenance of connections with Water Works and the regulation of all matters and things relating to the supply and use of water including the collection and recovery of charges therefor and the prevention of evasion of the same, in the Cantonment of Agra.

1. No person shall bathe, or wash or cause to be bathed or washed any animal, clothes, wool, leather, skins, utensils or any other thing at any public stand-post or hydrant.

2. No person other than a person duly authorised by the Cantonment Board for the purpose shall open or inspect or in any way interfere with any pipe, valve, plug or other fittings appertaining to water works, other than a tap for drawing water.

3. No person shall tamper with any water tap, stand-post, or hydrant belonging to the Canti. Board so as to cause any damage to the mechanism or working of such tap, stand-post or hydrant.

4. No person shall wilfully waste or cause or allow to be wasted any water from any pipe, public stand-post, hydrant, valve or fitting or shall cause it to be tapped by means of a rubber pipe or any other contrivance or to be diverted through any other channel.

5. The Cantonment Board may subject to the provisions contained in Chapter XIII of the Cantonments Act, 1924 (2 of 1924), permit the owner or occupier of any building or land to connect such building or land with the public water supply mains for domestic use or for commercial purposes.

6. It shall be in the discretion of the Cantonment Board to lay water supply distribution mains in such streets or places as it may consider proper and to give connections either for domestic or non-domestic or commercial purposes to such places, buildings, lands or premises as may be reasonable in its opinion in the interest of efficient and economic water supply and the decision of the Cantonment Board in all such matters shall be final.

7. Every application for the supply of water under these byelaws shall be in writing signed by the owner or occupier of the building or land in Form 'A' annexed to these byelaws.

8. A house service connection for a dwelling in which water would be consumed for domestic purpose shall be permitted either on the tap rate system or on the metered system, at the discretion of the Cantonment Board. If the Cantonment Board has reasons to believe that in any case, the water supplied by tap rate system is used for commercial or non-domestic purposes, it may require the owner or occupier to alter the connection into the metered system at his cost in accordance with such specifications as may be laid down by the Executive Officer and in default, it may itself execute the work and recover the charges on the basis of the actual cost plus five percentum of such cost to cover the supervision charges.

9. The supply pipe for a house service connection shall in no case exceed 3/4" in diameter and the size of the ferrule shall be less than the size of bore of the service pipe. The discharge point in the premises of private consumers shall in no case be lower than 3 feet from the ground.

10. The consumer shall not renew, alter or extend the connection within or without his house without the previous permission in writing of the Cantonment Executive Officer.

Communication pipes and fittings required for providing house service connection beyond the main shall be provided and maintained by the consumer at his cost and no materials shall be used which are not approved by the Executive Officer and which do not conform to the standard specifications fixed by the Cantonment Board.

11. All communication pipes and fittings beyond the main shall be laid and supplied by a plumber duly licenced by the Cantonment Board under the direct supervision of the Executive Officer or any sub-ordinate duly authorised by him in this behalf who shall verify the correctness of the certificates furnished by the plumber when such communication pipes and all necessary fittings and work have been laid, applied, executed in satisfactory manner and sufficient arrangements have been made for draining of waste water.

12. The Executive Officer or any person acting under his authority may, subject to the provisions of section 224 of the Cantonments Act, 1924 (2 of 1924), enter into any house or premises supplied with water by the Cantonment Board in order to inspect and test for water mis-used or contaminated or contamination of such water after giving sufficient notice.

13. Every house owner or occupier shall afford all reasonable facilities for such inspection on pain of the water supply being cut off where any obstruction is offered.

14. Meters shall be supplied by the Cantonment Board, if available, if not, the consumer may provide the same at his own cost. In the latter case the meter shall be approved by the Executive Officer before installation and shall be maintained by the Board in working order except when there is external damage to the meter in which case the cost of repair shall be recovered from the consumer. The measurement shall not under any circumstances be interfered with by the consumer. Any infringement of this rule shall involve immediate disconnection of the water supply and also payment by the consumer of the cost of repairing any damage caused to the meter.

As regards the meters already installed and at present out of order, the Cantonment Board will repair or replace the same, as and when funds permit and till such time the water charges will continue to be recovered on the basis of the corresponding period during the year immediately preceding.

15. The owner or occupier of the house or premises shall, if the meter is supplied by the Cantonment Board, pay as Meter rent as below:—

$\frac{1}{2}$ " dia.—As./-8/- per mensem
 $\frac{3}{4}$ " dia.—As. -/12/- per mensem
1" dia.—Rs. 1/4/- per mensem.

16. All meters shall be sealed by the Cantonment Board and the reading shall be taken in presence of a representative of the consumer.

17. No house connection, the owner of which elects to have a meter system, shall be allowed to be converted into a tap rate system, unless a fee of Rs. 5/- together with the actual cost incurred by such conversion plus overhead charges at 5% for executing the work is credited to the Cantonment Fund.

18. No meter shall, in any way, be tampered with by the consumer or any person on his behalf.

19. On failure to recover any such sum from the occupier (consumer) who is primarily responsible for the payment of water charges, recovery may be made from the owner of the building or land.

20. Free allowance will be given for the water tax paid by the owner at the rate of As. -/12/- per thousand gallons for domestic supply and Re. 1/-/ per commercial supply or at any other rate fixed by the Board from time to time.

21. For water supplied by a meter system, the rate charged for domestic purposes in excess of the free supply allowance shall be annas -/12/- per thousand gallons consumed.

22. The rate charged for water supplied for purposes other than domestic purposes shall be Re. 1/-/ per thousand gallons.

The rate charged for water supplied on a tap rate system according to the diameter of the pipe shall be as follows:—

For Domestic Purposes:

1/2" dia pipe or less Rs. 2/- p.m. per tap.
3/4" dia. pipe or less Rs. 3/- p.m. per tap.
above 3/4" Rs. 5/- p.m. per tap.

For Non-Domestic and Commercial Purposes:

1/2" dia. pipe—Rs. 3/- per mensem.
 $\frac{3}{4}$ " dia. pipe—Rs. 5/- per mensem.

These rates are liable to be increased or decreased at the discretion of the Cantonment Board.

Water supplied for purposes other than domestic purposes shall be metered.

No house connection shall ordinarily have more than two taps and for additional taps, permission of the executive Officer is essential.

23. The Cantonment Board shall be at liberty in its discretion to close, stop or reduce or restrict the supply of water either in respect of the quantity or hours of supply or classes of persons or premises or purposes and the Cantonment Board shall not be liable to pay any damage for any such act or omission.

24. All consumers of water supply shall deposit with the Cantonment Board a refundable security of Rs. 10/- and the monthly charges for the water consumed shall be payable on or before the 15th day of the month following the month to which the consumption relates. If there shall be any default in the payment of water charges consecutively for two months, the amount payable for the period shall be deducted from the deposit amount. However, if the consumer in the meantime reimburses his deposit the water supply shall be continued or else, the water connection shall be cut off.

25. The meter rent shall be payable alongwith the water charges on or before the date mentioned in bye-law 24.

26. Every meter shall be read once in a month, as far as possible on identical days and the readings shall be noted in the card.

27. Any complaint as to the correctness of the readings or other defects in a meter shall be made by the person affected within a week of the readings so taken and where there is a dispute as to the correctness of the readings, the complaint shall be accompanied by a deposit of Rs. 5/- . No complaint made after the said period and not accompanied by the requisite deposit shall be entertained. The deposit shall be returned if, on investigation, the meter is found to record incorrect reading or otherwise defective in the opinion of the Executive Officer, but otherwise the deposit shall be appropriated by the Cantonment Board as a fee in lieu of the services of its officers and servants with a view to discourage frivolous complaints. The decision of the Executive Officer shall be final.

29. In case where a meter is found to give incorrect reading and is out of repair for any period exceeding one week, the consumption recorded during the corresponding week or weeks during the year immediately preceding, or where such record is not available, such data as the Executive Officer considers most suitable, shall be deemed to be the basis for working out the charges and the quantity so arrived at shall be deemed to be the actual consumption and a decision of the Executive Officer in the matter shall be final.

Penalty

29. If any person contravenes any provision of these bye-laws other than the bye-laws for a contravention of which a specific penalty is provided in these bye-laws, shall be punishable with a fine which may extend to Rs. 50/- and where the contravention is a continuing one, with an additional fine which may extend to Rs. 10/- for every day during which such contravention continues after conviction for the first such contravention.

FORM 'A'

(1)

(In Bye-Law No. 7)

To

The Cantonment Executive Officer,

Agra.

SUBJECT:—Application under Section 220 of the Cantonments Act, 1924 (2 of

Sir,

I request you to grant house service connection to my Premises No. _____ in _____ street in Block No. _____, Agra Cantonment for the supply of water for domestic/commercial use subject to the terms and conditions laid down in the bye-laws framed by the Cantonment Board under clauses (32), (33) and (34) of section 282 of the Cantonments Act, 1924.

Place _____

Date _____

Signature of applicant.

[No. 53|32|G|L&C|57.]

BYE-LAWS—DIVISION OF CANTONMENT BOARD INTO WARDS

S.R.O. 133, dated 14th Apr. 1960.—The following draft of certain rules regulating the division of the Cantonment of Ahmednagar into wards for the purpose of holding elections thereto in the said Cantonment and the determination of the number of members to be elected by each ward, which the Central Government proposes to make in exercise of the powers conferred by clauses (a) and (b) of section 31 of the Cantonments Act, 1924 (2 of 1924) and in supersession of the notification of the Government of India in the Ministry of Defence No. S.R.O. 467, dated the 17th October 1953, is published as required by the said section, for the

information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration on or after the 28th May 1960.

Any objection or suggestion which may be received from any person through the General Officer Commanding-in-Chief, Southern Command, with respect to the said draft before the date as specified will be considered by the Central Government.

DRAFT RULES

1. Short title and commencement.—(1) These may be called the Ahmednagar Cantonment (Division into Wards) Rules, 1959.

(2) They shall come into force at once.

2. Division of Cantonment into Wards.—For the purpose of holding elections to the Cantonment Board, the Cantonment of Ahmednagar shall be divided into six wards to be respectively called as:—

Ward I

Ward II

Ward III (Plural Member Ward)

Ward IV

Ward V and

Ward VI.

3. Boundaries of Wards.—The boundaries of each of the said wards shall be as specified in the Schedule to these rules.

4. Number of members to be elected.—The number of members to be elected by each of the said wards shall be as follows:—

Ward No. I—1.

Ward No. II—1.

Ward No. III—2 (One seat is reserved for a member of the Scheduled caste).

Ward No. IV—1.

Ward No. V—1.

Ward No. VI—1.

THE SCHEDULE

Boundaries of Ward (See rule 3)

Ward No. I.—All that portion of the Cantonment area lying to the West of Hunter Road starting from its junction on the North with the Northcote Road and on the South with the Nagar-Jamkhed Road and excluding bungalows situated on the North East of Khan Bahadur K. S. Irani Road Police Lines Survey Nos. 213 (Sadar Bazar) and 211 (Bhingar).

North—Sadar Bazar Survey No. 213.

East—B.I. Lines Bungalow Area and Nagarwalla Road.

South—Sholapur Road and Boundary Pillars Nos. 8 to 11.

West—Harris Road.

Ward No. II.—All that portion of the Cantonment area on the East of Hunter Road from its junction on the North with the Northcote Road and on the South with the Nagar-Jamkhed Road.

North—From Cantonment Boundary Pillar No. 21 to No. 28.

East—From Cantonment Boundary Pillar No. 19 to No. 21.

South—From Cantonment Boundary Pillar No. 13 to No. 19.

West—Hunter Road.

Ward No. III.—Sadar Bazar Survey No. 213 as demarcated in Defence Department Notification No. 385, dated 22nd May 1937, Police Lines.

North—From Cantonment Boundary Pillar No. 9 to No. 14 and No. 1 to No. 2.

East—From Cantonment Boundary Pillar No. 9 to No. 8-A.

South—From Cantonment Boundary Pillar No. 6 to No. 8.

West—From Cantonment Boundary Pillar No. 2 to No. 6.

Ward No. IV.—From House Nos. 1 to 309 } Bhingar Survey No. 211 as
Ward No. V.—From House Nos. 310 to 788 } demarcated in Defence De-
Ward No. VI.—From House Nos. 789 to 1228 } partment notification No. 385,
| dated 22nd May 1937.

[No. F. 29|27|G|L&C|57.]

CANTONMENTS--TAXATION

S.R.O. 134, dated 14th Apr. 1960.—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (2 of 1924), the Cantonment Board, Ferozepore, with the previous sanction of the Central Government hereby imposes a tax at the rates specified below on Cinema shows, Circus shows and Theatre shows which shall be payable by the proprietors of such Cinemas, Circus or Theatres.

Provided that the tax shall not be levied on

- (a) shows for which admission is free, or
- (b) shows, the proceeds of which after deducting the expenses, are utilised for religious or charitable purposes.
 - (i) Cinema shows—Rs. 4-00 per show.
 - (ii) Theatre, Drama and other variety shows—Rs. 2-00 per show.
 - (iii) Circus shows—Rs. 10-00 per show.

[No. F. 53|34|G|L&C|59.]

S.R.O. 135, dated 14th Apr. 1960.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Belgaum, by reason of the expiry of term of office of Capt. V. M. Palekar.

[No. 19|18|G|L&C|54-G|D(C&L)]

S.R.O. 136, dated 14th Apr. 1960.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Capt. V. S. Brid, as a member of the Cantonment Board, Belgaum, vice Capt. V. M. Palekar.

[No. 19|18|G|L&C|54-G|D(C&L).]

BYE-LAWS REGULATING THE USE OR OCCUPATION OF STREETS ETC.

S.R.O. 137, dated 18th Apr. 1960.—The following amendment in the bye-laws regulating the use or occupation of any street or place in the Khasyol Cantonment by itinerant vendors hawkers etc., made by the Cantonment Board, Khas Yol, in exercise of the powers conferred by clause (13) of section 282 of the Cantonments Act, 1924 (2 of 1924), and published with the notification of the Government of India in the late Defence Department, No. 960, dated the 30th May, 1942, is hereby published for general information, the same having been previously published for general information, the same having been approved and confirmed by the

Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

For bye-law 3 of the said bye-laws, the following bye-law shall be substituted, namely:—

"3. The following fees shall be charged for the use or occupation by any person of any portion of any street or public place within Cantonment limits for which permission has been granted under bye-law 1:—

For area upto 200 square feet—Rs. 2 per mensem, or portion thereof.

For additional 100 square feet or portion, thereof—Re. 1 per mensem, or portion thereof."

BYE-LAWS—SANITATION

S.R.O. 138, dated 18th Apr. 1960.—The following bye-laws for the regulation of the construction, maintenance, cleaning and repairs of drains water closets, privies, latrines, urinals, cesspools and other drainage works in the cantonment of Ambala framed by the Cantonment Board, Ambala, in exercise of the powers conferred by sub-section (9) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

1. Where any land or building is situated within one hundred feet of a public drain or other place set apart for the discharge or drainage and the drains belonging to the land or building are, in the opinion of the Cantonment Board, insufficient, it may by notice in writing, require any person having control of the land or building, whether as owner or lessee, to provide such drainage as may be specified in the notice, within thirty days from the service of such notice.

2. The Cantonment Board may by notice in writing require any person who is constructing or laying a drain to obey any directions specified in such notice which it may think fit to give, in order to ensure the completion of the work to its satisfaction.

3. Private latrines, water closets, urinals and cesspools shall be constructed, maintained and repaired by the owners, while the occupiers of houses shall be responsible for their cleanliness.

4. All latrines seats and floors shall be of stone, cement pointed.

5. Latrine receptacles shall be constructed of galvanized iron and shall be tarred at least once a month.

6. Cesspools shall be constructed of cement or other impervious material. Such cesspools shall be not more than two feet in diameter by two feet in depth of a circular shape with edges raised at least six inches above ground level, and furnished with a rounded base.

7. Any person committing a contravention of any of the above bye-laws shall, on conviction by a Magistrate, be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

[No. 12|8|G|L&C|60.]

S.R.O. 139, dated 19th Apr. 1960.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Subathu, by reason of the acceptance by the Central Government of the resignation of Capt. T. K. Ghosh.

[No. 19|28|G|L&C|56-G|D(C&L).]

S.R.O. 140, dated 19th Apr. 1960.—In pursuance of sub-section (7) of section 13 of the Cantonments Act 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Capt. S. K. Sen, as a member of the Cantonment Board, Subathu, vice Capt. T. K. Ghosh resigned.

[No. 19|28|G|L&C|56-G|D(C&L).]

S.R.O. 141, dated 19th Apr. 1960.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Mhow by reason of the acceptance by the Central Government of the resignation of Major N. D. Sonawane.

[No. 19|35|G|L&C|56-G|D(C&L).]

S.R.O. 142, dated 19th Apr. 1960.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Capt. N. R. Tembe, as a member of the Cantonment Board, Mhow, vice Major N. D. Sonawane resigned.

[No. 19|35|G|L&C|56-G|D(C&L).]

PRITAM SINGH, Under Secy.